



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*86 Chambers Street, 3rd floor
New York, New York 10007*

October 18, 2024

BY ECF

The Honorable Paul A. Engelmayer
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

Re: *ACLU et al. v. DOD et al.*, No. 17 Civ. 3391 (PAE)

Dear Judge Engelmayer:

This Office represents the defendant agencies (“Defendants”) in the above-captioned lawsuit brought pursuant to the Freedom of Information Act (“FOIA”). We write respectfully on behalf of the parties to provide a joint status update. The parties previously requested the Court’s leave to file an update by today (ECF No. 207).

Since the parties’ last report, the Defendants have continued to pursue the approval process regarding the Plaintiffs’ most recent revised counter-demand for attorneys’ fees. While Defendants have made progress in crafting the language of an agreed proposed settlement stipulation, the consultation process is not complete. Because of this, the parties respectfully and jointly ask the Court’s leave to submit a further status report by December 13, 2024. The parties agree that if this matter is not resolved by then, the parties intend to request a conference with the Court. We thank the Court for its consideration of this request.

Respectfully,

DAMIAN WILLIAMS
United States Attorney for the
Southern District of New York
Attorney for Defendants

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